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MICHAEL T. ALTMAN, ESQ.

FILED  
U.S. BANKRUPTCY COURT  
2007 SEP 11 A 9:29  
S.D.N.Y.

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

SAINT VINCENT'S CATHOLIC MEDICAL  
CENTERS OF NEW YORK and ST. VINCENT'S  
MEDICAL CENTER OF RICHMOND,

Chapter 11  
Case No. 05-14945 (ASH)

(Jointly Administered)

Debtors.

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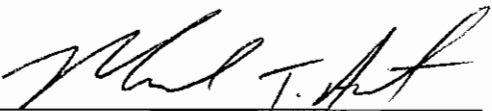
DESIGNATION OF ITEMS TO BE INCLUDED ON THE RECORD ON APPEAL

1. Motion to file Late Proof of Claim with supporting papers. Previously filed on EM/ECF system. Filed July 12, 2007. Docket 3326.
2. Omnibus Debtor's Objection to the Motion to Lift Stay in Larney et al., including an Objection for Failure to Timely file a Proof of Claim. Previously filed on EM/ECF system. Filed July 17, 2007. Docket # 3385.
3. Reply Affirmation in support of Motion with annexed Affirmation of Darlene Larney. Previously filed on EM/ECF system. Filed August 9, 2007. Docket No. 3561
4. Order denying Larney's motion to be allowed to file a late Proof of Claim. Previously filed on EM/ECF system. Filed August 29, 2007. Docket # 3626.

**QUESTIONS PRESENTED**

1. Whether the mode chosen to deliver "notice" in the form of the Bar Date Notice by publication alone, was reasonable and sufficient?
2. Whether Larney's inability to timely file a Proof of Claim, under the circumstances presented, constitutes "excusable neglect," sufficient to require allowing the filing of a late Proof of Claim?

Dated: New York, New York  
September 10, 2007

  
\_\_\_\_\_  
MICHAEL T. ALTMAN  
(MA-2935)

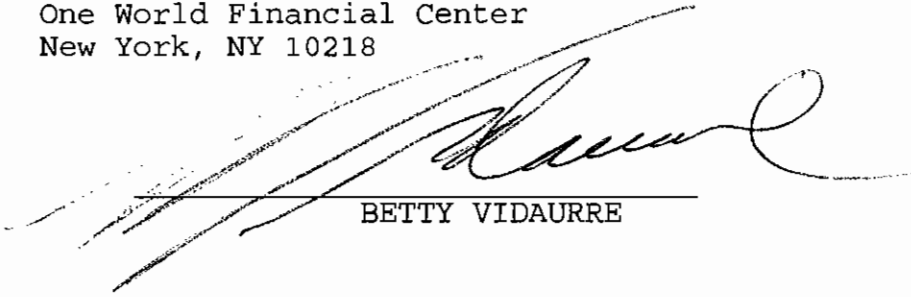
**AFFIDAVIT OF SERVICE**

BETTY VIDAURRE, being duly sworn, deposes and says:

Deponent is not a party to the action, is over the age of 18 years and resides at Queens, New York.

That on the 10th day of September, 2007, deponent served the within **DESIGNATION OF ITEMS TO BE INCLUDED ON THE RECORD ON APPEAL** upon the following, at the addresses designated by said attorneys for that purpose, by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in a post office or official depository under the exclusive care and custody of the United States Postal Service, within the State of New York:

ANDREW M. TROOP, ESQ.,  
CADWALADER WICKERSHAM & TAFT, LLP.,  
One World Financial Center  
New York, NY 10218

  
\_\_\_\_\_  
BETTY VIDAURRE

Sworn to before me this  
10th day of September, 2007.

  
\_\_\_\_\_  
NOTARY PUBLIC

ALEXANDRA SCHEPIS  
Commissioner of Deeds  
City of New York-No. 4-4383  
Certificate Filed in Queens County  
Commission Expires September 1, 2008